

03/04/02
J1165 U.S. PTO

3-6-02

A

Practitioner's Docket No. 19400/09014

PATENT

Preliminary Classification:
Proposed Class:
Subclass:

JC979 U.S. PTO
10/09/1149
03/04/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application
Commissioner for Patents
U. S. Patent & Trademark Office
Post Office Box 2327
Arlington, VA 22202

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Baokang Yang

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

deposited with the United States Postal Service in an envelope addressed to the Box Patent Application Commissioner for Patents, U S Patent & Trademark Office, Post Office Box 2327, Arlington, VA 22202

37 CFR 1.8a

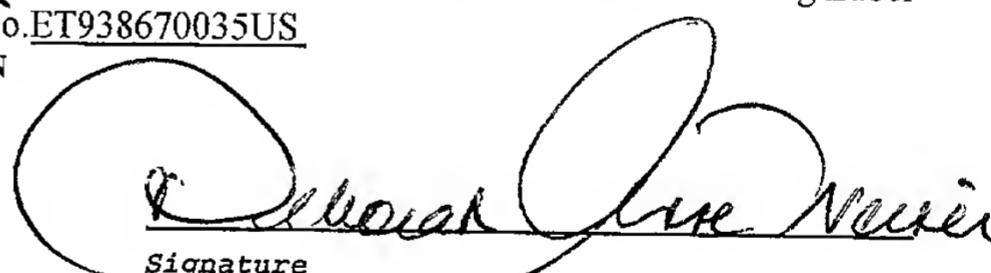
with sufficient postage as first class mail

37 CFR 1.10

as "Express Mail Post Office to Addressee" Mailing Label
No. ET938670035US

TRANSMISSION

facsimile transmitted to the Patent and Trademark Office, 703


Signature

Date: March 4, 2002

Deborah Anne Weiner

Type or print name of person certifying

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

For (title): JUICE BASED BEVERAGE COMPOSITIONS

1. Type of Application

This transmittal is for an original (nonprovisional) application.

2. Papers Enclosed

A. Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design) Application

31 Page(s) of Specification (including title page)

6 Page(s) of Claims

B. Other Papers Enclosed

1 Page(s) of abstract

3. Declaration or Oath

Not Enclosed.

Application is made by a person authorized under 37 C.F.R. Section 1.41(c) on behalf of all of the above-named inventors.

4. Inventorship Statement

The inventorship for all the claims in this application is the same.

5. Language

English

6. Fee Calculation (37 C.F.R. Section 1.16)

Regular Application

CLAIMS AS FILED

Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$740.00
Total Claims (37 CFR 1.16(c))	31	- 20 =	11 x	\$18.00	\$198.00
Independent Claims (37 CFR 1.16(b))	3	- 3 =	0 x	\$84.00	\$0.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$270.00	\$0.00
Filing Fee Calculation					\$938.00

7. Fee Payment Being Made at This Time

Enclosed

Filing Fee \$938.00

Total Fees Enclosed \$938.00

8. Method of Payment of Fees

Check in the amount of \$938.00 is attached.

9. Authorization to Charge Additional Fees

The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 50-1196.

37 C.F.R. Section 1.16(a), (f) or (g) (filing fees)

10. Instructions as to Overpayment

Credit Account No. 50-1196.

**ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF
PRIOR U.S. APPLICATION CLAIMED**

11. Relate Back

Amend the specification by inserting, before the first line, the following sentence:

12. Maintenance of Copendency of Prior Application

A. Conditional Petition for Extension of Time in Prior Application

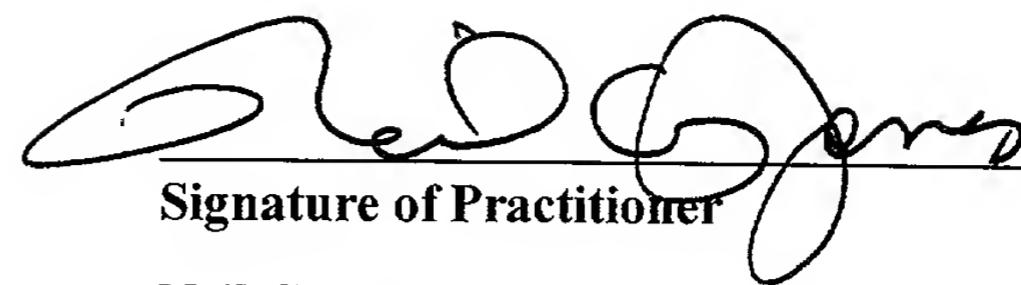
13. Further Inventorship Statement Where Benefit of Prior Application(s) Claimed

a. This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventors in this application are the same.

Date: March 4, 2002

Reg. No.: 35,561

Tel. No.: 864-250-2260



Signature of Practitioner

Neil C. Jones

Nelson Mullins Riley & Scarborough LLP

Keenan Building, Third Floor

1330 Lady Street

Columbia, SC 29201

2025 RELEASE UNDER E.O. 14176

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 938.00)

Complete if Known

Application Number	
Filing Date	03/04/2002
First Named Inventor	Baokang Yang
Examiner Name	
Group Art Unit	
Attorney Docket No.	19400/09014 (MJ-749)

METHOD OF PAYMENT

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 50-1196

Deposit Account Name Nelson Mullins Riley & Scarborough

 Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 Applicant claims small entity status. See 37 CFR 1.272. Payment Enclosed: Check Credit card Money Order Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	740.00
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$ 740.00)

2. EXTRA CLAIM FEES

Total Claims	31	Extra Claims	Fee from below	Fee Paid
Independent Claims	3	-20**	= 11	18.00 = 198.00
Multiple Dependent		- 3**	= 0	84.00 = 0.00

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 198.00)

**or number previously paid, if greater. For Reissues, see above

3. ADDITIONAL FEES

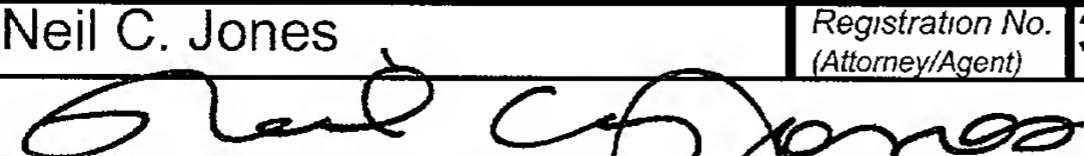
Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105	130	205	65 Surcharge - late filing fee or oath
127	50	227	25 Surcharge - late provisional filing fee or cover sheet
139	130	139	130 Non-English specification
147	2,520	147	2,520 For filing a request for ex parte reexamination
112	920*	112	920* Requesting publication of SIR prior to Examiner action
113	1,840*	113	1,840* Requesting publication of SIR after Examiner action
115	110	215	55 Extension for reply within first month
116	400	216	200 Extension for reply within second month
117	920	217	460 Extension for reply within third month
118	1,440	218	720 Extension for reply within fourth month
128	1,960	228	980 Extension for reply within fifth month
119	320	219	160 Notice of Appeal
120	320	220	160 Filing a brief in support of an appeal
121	280	221	140 Request for oral hearing
138	1,510	138	1,510 Petition to institute a public use proceeding
140	110	240	55 Petition to revive - unavoidable
141	1,280	241	640 Petition to revive - unintentional
142	1,280	242	640 Utility issue fee (or reissue)
143	460	243	230 Design issue fee
144	620	244	310 Plant issue fee
122	130	122	130 Petitions to the Commissioner
123	50	123	50 Processing fee under 37 CFR 1.17(q)
126	180	126	180 Submission of Information Disclosure Stmt
581	40	581	40 Recording each patent assignment per property (times number of properties)
146	740	246	370 Filing a submission after final rejection (37 CFR § 1.129(a))
149	740	249	370 For each additional invention to be examined (37 CFR § 1.129(b))
179	740	279	370 Request for Continued Examination (RCE)
169	900	169	900 Request for expedited examination of a design application
Other fee (specify) _____			

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0.00)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Neil C. Jones	Registration No. (Attorney/Agent)	35,561	Telephone	(864)250-2260
Signature				Date	03/04/2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Baokang Yang

Application No.: _____ Group No.: _____

Filed: 3/4/2002 Examiner: _____

For: JUICE BASED BEVERAGE COMPOSITIONS

Box Patent Application

Commissioner for Patents

U. S. Patent & Trademark Office

Post Office Box 2327

Arlington, VA 22202

EXPRESS MAIL CERTIFICATE

"Express Mail" label number ET938670035US

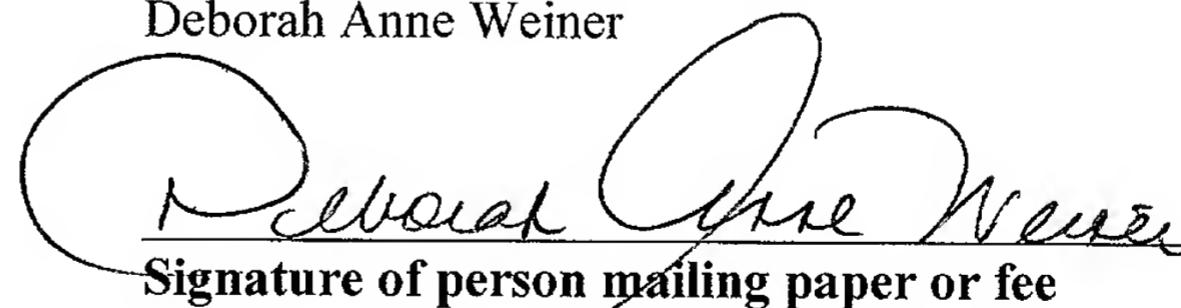
Date of Deposit 3/4/2002

I hereby state that the following *attached* paper or fee

1. Fee Transmittal Sheet (1 page);
2. New Application Transmittal Form (5 pages);
3. Patent Application, title page through abstract (38 pages);
4. Check in the amount of \$938.00 (1 page); and
5. Return Postcard (1 page).

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. section 1.10, on the date indicated above and is addressed to the Box Patent Application, Commissioner for Patents, U. S. Patent & Trademark Office, Post Office Box 2327, Arlington, VA 22202..

Deborah Anne Weiner



Deborah Anne Weiner

Signature of person mailing paper or fee